



Oklahoma State University

Title: Uses and Disclosures for Health Oversight Activities	Policy #: PRV-06.04
Category: HIPAA Compliance	Authority: 45 CFR § HIPAA SECTION: 164.512(d)
Standard: Uses and Disclosures for Health Oversight Activities	Responsibility: Health Care Components
Effective Date: 4/14/2003	Page 1 of 2
Approved By: OSU Legal Counsel	Revised: 7/01/2013

PURPOSE:

To identify when OSU must disclose information as required for victims of abuse, neglect or domestic violence.

POLICY:

Permitted Disclosures – OSU may disclose protected health information to a health oversight agency for oversight activities authorized by law, including audits; civil, administrative, or criminal investigations; inspections; licensure or disciplinary actions; civil, administrative, or criminal proceedings or actions; or other activities necessary for appropriate oversight of: *§164.512(d)(1)*

1. The health care system; *§164.512(d)(1)(i)*
2. Government benefit programs for which health information is relevant to beneficiary eligibility; *§164.512(d)(1)(ii)*
3. Entities subject to government regulatory programs for which health information is necessary for determining compliance with program standards; or *§164.512(d)(1)(iii)*
4. Entities subject to civil rights laws for which health information is necessary for determining compliance. *§164.512(d)(1)(iv)*

Exception to Health Oversight Activities - For the purpose of the disclosures permitted by the above section of this policy, a health oversight activity does not include an investigation or other activity in which the individual is the subject of the investigation or activity and such investigation or other activity does not arise out of and is not directly related to: *§164.512(d)(2)*

1. The receipt of health care; *§164.512(d)(2)(i)*
2. A claim for public benefits related to health; or *§164.512(d)(2)(ii)*
3. Qualification for, or receipt of, public benefits or services when a patient's health is integral to the claim for public benefits or services. *§164.512(d)(2)(iii)*

Joint Activities or Investigations - Notwithstanding the above Exception paragraph of this policy, if a health oversight activity or investigation is conducted in conjunction with an oversight activity or investigation relating to a claim for public benefits not related to health, the joint activity or investigation is considered a health oversight activity for purposes of this section. *§164.512(d)(3)*



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Permitted Uses – If OSU is also is a health oversight agency, OSU may use protected health information for health oversight activities as permitted by this section. §164.512(d)(4)

PROCEDURE:

OSU may disclose the appropriate information to health oversight related activities as discussed above.

OSU is not a health oversight agency and therefore will only disclose information to appropriate oversight agencies.